

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1124 OF 1996
IN
FIRST APPEAL (STAMP) NO.18281 OF 1994

The State of Maharashtra	Applicant
versus	
Shripati Hari Patil and others	Respondents

Mr.S.N.Gawade, AGP for applicant.
None for respondents.

CORAM : A.S.OKA, J.

DATE : 09th March 2007

PC :

1. The applicant's application stands abated as against respondent nos.2 and 4(5). By order dated 8th January 2007 the advocate for the applicant was directed to file an affidavit of service as regards service to other respondents. Till today the affidavit of service is not filed. As a result of abatement of this application as against respondent nos.2 and 4(5), it is obvious that the award u/s 18 of the Land Acquisition Act, 1894 which is impugned in the First Appeal, has attained finality insofar as the said respondents are concerned. The appeal is pending

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in this Court since 1994 and this Civil Application is pending since 1996. There is non compliance with the order dated 8th January 2007. Hence, application is dismissed for non prosecution.

(A.S.OKA, J.)